

FIRST REGULAR SESSION

SENATE BILL NO. 29

102ND GENERAL ASSEMBLY

INTRODUCED BY SENATOR LUETKEMEYER.

0948S.01I

KRISTINA MARTIN, Secretary

AN ACT

To amend chapter 167, RSMo, by adding thereto one new section relating to interscholastic athletic competitions.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Chapter 167, RSMo, is amended by adding thereto
2 one new section, to be known as section 167.176, to read as
3 follows:

167.176. 1. Except as provided by subsection 2 of
2 this section, an interscholastic athletic team sponsored or
3 authorized by a public school or public charter school shall
4 not allow a student to compete in an interscholastic
5 athletic competition sponsored or authorized by the school
6 that is designated for the biological sex opposite to the
7 student's biological sex as correctly stated on:

8 (1) The student's official birth certificate, as
9 described in subsection 3 of this section; or

10 (2) If the student's official birth certificate
11 described by subdivision (1) of this subsection is
12 unobtainable, another government record.

13 2. An interscholastic athletic team described by
14 subsection 2 of this section may allow a female student to
15 compete in an interscholastic athletic competition that is
16 designated for male students if a corresponding
17 interscholastic athletic competition designated for female
18 students is not offered or available.

19 3. For purposes of this section, a statement of a
20 student's biological sex on the student's official birth
21 certificate is considered to have correctly stated the
22 student's biological sex only if the statement was:

23 (1) Entered at or near the time of the student's
24 birth; or

25 (2) Modified to correct any type of scrivener or
26 clerical error in the student's biological sex.

27 4. The parent or guardian of any student, or any
28 student who is over eighteen years of age, who is deprived
29 of an athletic opportunity as a result of a violation of
30 this section shall have a cause of action for injunctive or
31 other equitable relief, as well as payment of reasonable
32 attorney's fees, costs, and expenses of the parent,
33 guardian, or student. The relief and remedies set forth
34 shall not be deemed exclusive and shall be in addition to
35 any other relief or remedies permitted by law.

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